

**UNITED STATES OF AMERICA**

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

\*E-FILED - 2/8/06\*

UNITED STATES OF AMERICA, ) Case No. CR 05-00795 RMW  
Plaintiff, ) PRELIMINARY ORDER  
v. ) OF FORFEITURE  
PHILIP KANG, )  
aka haul, aka 55, aka 22, )  
Defendant. )

Having considered the application for a preliminary order of forfeiture filed by the United States and the plea agreement filed on January 10, 2006, wherein the defendant admitted to the forfeiture allegation, and good cause appearing,

IT IS HEREBY ORDERED that defendant Philip Kang shall forfeit to the United States all of his right, title and interest in the following property pursuant to Title 17, United States Code, Sections 506(b) and 509(a):

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	Date	Title Of Copyrighted Work
(1)	05/02/2005	Microsoft Visual Studio NET 2003
(2)	02/28/2005	Quickbooks Point of Sale
(3)	04/21/2005	Sony Vegas + DVD Production Suite 6.0
(4)	05/07/2005	Predator Concrete Jungle USA
(5)	03/23/2005	Narc USA
(6)	03/08/2005	Rugby 2005 USA
(7)	03/25/2005	Iron Phoenix USA
(8)	03/08/2005	Oceans Twelve
(9)	06/05/2005	The Jacket
(10)	04/01/2005	Alexander
(11)	03/10/2005	Sideways
(12)	04/15/2005	Be Cool
(13)	06/05/2005	Miss Congeniality 2
(14)	06/17/2005	Mr. and Mrs .Smith
(15)	05/27/2005	Hostage

IT IS FURTHER ORDERED that the United States, through its appropriate agency, shall seize the forfeited property forthwith and publish at least once for three successive weeks in a newspaper of general circulation, notice of this Order, notice of the government's intent to dispose of the property in such manner as the Attorney General may direct and provide notice that any person, other than the defendant, having or claiming a legal interest in the property must file a petition with the Court and serve a copy on government counsel within thirty (30) days of the final publication of notice or of receipt of actual notice, whichever is earlier.

IT IS FURTHER ORDERED that, pursuant to Rule 32.2(b)(3) of the Federal Criminal Rules of Procedure, this Preliminary Order of Forfeiture shall become final as to the defendant at the time of sentencing and shall be made part of the sentence and included in the judgment.

IT IS SO ORDERED this 7 day of February 2006.

/s/ Ronald M. Whyte  
RONALD M. WHYTE  
United States District Judge